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November 14, 2006

VIA FACSIMILE

(Total No. of Pages Transmitted: 13 )

To: Examiner Sathyanaraya R. Pannala  
Group Art Unit: 2164  
U.S.P.T.O.

Facsimile No.: 571-273-8300

From: John J. Dresch, Esq.

Facsimile No.: 703-761-2375


Re: **Enclosed Submission of Declaration under 37 C.F.R. § 1.131, Exhibit 1,  
and Exhibit 2 (English translation)**  
U.S. Patent Application No.: 10/733,380  
Attorney Docket No.: FJ-2003-046-US  
Our Reference: MAS.018

Dear Examiner Pannala:

Enclosed for filing is a **Submission of Declaration under 37 C.F.R. § 1.131, Exhibit 1,  
and Exhibit 2 (English translation)**, in the above-referenced application, which is believed to  
place the application in condition for allowance.

Thank you in advance for your kind consideration on this case.

Very truly yours,

  
John J. Dresch, Esq.  
Registration No. 46,672

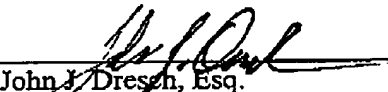
JJD/SMM  
Enclosure

Serial No. 10/733,380  
Docket No. FJ-2003-046-US  
(MAS.018)

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**CERTIFICATE OF TRANSMISSION**

I certify that I transmitted via facsimile to (571) 273-8300 the enclosed **Submission of Declaration under 37 C.F.R. § 1.131, Exhibit 1, and Exhibit 2 (English translation)**, to Examiner Sathyanaraya R. Pannala, Art Unit 2164, on November 14, 2006.

  
John J. Dresch, Esq.  
Registration No. 46,672  
Sean M. McGinn, Esq.  
Registration No. 34,386

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NOV 14 2006

Docket No. FJ-2003-046-US  
(MAS.018)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of

Koki Okamura

Serial No.: 10/733,380

Group Art Unit: 2164

Filed: December 12, 2003

Examiner: Sathyanaraya R. Pannala

For: FILE TRANSFER PROGRAM

Honorable Commissioner of Patents  
Alexandria, VA 22313-1450

**SUBMISSION OF EXECUTED DECLARATION**  
**UNDER 37 C.F.R. § 1.131**

Sir:

In response to the Office Action dated June 5, 2006, and further to the Amendment under 37 C.F.R. § 1.111 filed on September 5, 2006, please enter and consider the attached executed Declaration under 37 C.F.R. § 1.131, and the accompanying Exhibit 1 and Exhibit 2 (English language translation).

It is noted that a verified English language translation of the foreign priority document JP 2002-361998, was filed on September 5, 2006, thereby perfecting Applicant's claim to priority under 35 U.S.C. § 119(a)-(d).

Accompanying this Submission is an executed Declaration under 37 C.F.R. § 1.131, which swears behind the effective prior art date of the Allam (U.S. Patent Publication No. 2004/0139400) reference.

For the foregoing reasons, the Allam reference should be removed as prior art and the Examiner is requested to permit the present application to pass to immediate allowance.

Serial No. 10/733,380  
Docket No. FJ-2003-046-US  
(MAS.018)

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In view of the foregoing, Applicants submit that claims 1-14, all the claims presently pending in the application, are patentably distinct over the prior art of record and are in condition for allowance. The Examiner is respectfully requested to pass the above application to issue at the earliest possible time.

Should the Examiner find the application to be other than in condition for allowance, the Examiner is requested to contact the undersigned at the local telephone number listed below to discuss any other changes deemed necessary in a telephonic or personal interview.

The Commissioner is hereby authorized to charge any deficiency in fees or to credit any overpayment in fees to Attorney's Deposit Account No. 50-0481.

Respectfully Submitted,

Date: November 14, 2006

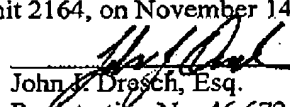
  
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